IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application

entors:

Kosciuszko, et al.

SC/Serial No.: 09/900,791

Confirm. No.: 6820

Filed:

July 6, 2001

Title:

METHOD AND APPARATUS FOR VIEWING

THE EFFECT OF CHANGES TO AN INDEX

FOR A DATABASE TABLE ON AN

OPTIMIZATION PLAN FOR A DATABASE

QUERY

PATENT APPLICATION

Art Unit:

2171

Examiner:

Not Yet A EDE VED

FEB 0 5 2002

Group 2100

Customer No. 23910

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Art Unit 2171, Washington, DC 20231, on December 7, 2001.

Brent A. Folsom, Reg. No. 43,614

Signature Date: December 7, 2001

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56

Commissioner for Patents Art Unit 2171 Washington, DC 20231

Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned ___ in accordance with M.P.E.P. §609.
- A copy of each cited document as required by 37 C.F.R. §1.98. Copies are not submitted of documents previously submitted by the applicant in a parent application from which benefit under 35 U.S.C. §120 is claimed, 37 C.F.R. §1.98(d)(1), with an information disclosure statement submitted in the parent application which complies with the Sept. 8, 2000 or subsequent revision of 37 C.F.R. §1.98(a-c). If any of the cited/submitted documents is in a

foreign language, a concise explanation of relevance is provided pursuant to 37 C.F.R. §1.98(a)(3)(i). For foreign language documents cited in a search report by a foreign patent office, the requirement for a concise explanation of relevance is satisfied by the submission herewith of an English language version of the search report. MPEP §609A(3). If a written English-language translation of a non-English language document, or portion thereof, is within the possession, custody or control of, or is readily available to any individual designated in §1.56(c), a copy of the translation accompanies this statement, 37 C.F.R. §1.98(a)(3)(ii), and satisfies the requirement for a concise explanation of relevance, MPEP §609A(3).

This statement should be considered because:

- X 37 C.F.R. §1.97(b). This statement qualifies under 37 C.F.R. §1.97, subsection (b) because:
 - (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under § 1.53(d);
 -- OR --
 - (2) It is being filed within 3 months of entry of a national stage; -- OR --
 - (3) It is being filed before the mailing date of the first Office Action on the merits,
 -- OR --
 - (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 C.F.R. §1.114.
- Fee Authorization. The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

<u>REMARKS</u>

A copy of an International Search Report dated October 20, 2000 from related PCT

Application No. PCT/US00/40424 is submitted herewith.

Respectfully submitted,

Date: December 7, 2001

By: Brent A. Folsom, Reg. No. 43,614

FLIESLER DUBB MEYER & LOVEJOY LLP Four Embarcadero Center, Fourth Floor San Francisco, California 94111-4156 Telephone (415) 362-3800 JAN 2 5 2002 UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

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Signature Date: December 7, 2001

TRANSMITTAL LETTER

Commissioner for Patents Art Unit 2171

Washington, D.C. 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- \mathbf{X} Information Disclosure Statement Under 37. C.F.R. § 1.56 (2 copies)
- No fee is required with this communication. X
- The Commissioner is hereby authorized to charge underpayment of any fees associated <u>X</u> with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: December 7, 2001

Brent A. Folsom (Reg. No. 43,614)

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